BAC/DiCocco

All communications respecting this case should identify it by number and names of parties.

Paper No.

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

Rec'd (M)	11-14-83
~~Served~~ MAILED	11-10-83
Entered	11-14-83
Filed	
L/D	
BY	

Opposition No. 67,904

Universal City Studios, Inc.

v.

Nintendo of America, Inc.

MAILED

NOV 10 1983

PAT. & T. M. OFFICE

This case now comes up on applicant's motion to suspend this proceeding pending the outcome of a civil action between the parties, now in the United States District Court for the Southern District of New York. Opposer filed a response thereto agreeing that proceedings herein should be suspended pending the determination of the related litigation.

Applicant filed a copy of the complaint in the civil action.

It appears that the civil suit, which is the basis of applicant's motion to suspend, may well have a bearing on the issues involved in this opposition proceeding. That is, the civil action will have a bearing on the question of applicant's right to register the designation "DONKEY KONG" and design, which is the central question in this opposition proceeding.

Under these circumstances, it is believed that the proper course of action is to suspend all proceedings herein pending the final determination of the civil case.

Accordingly, applicant's motion to suspend proceedings is granted. Proceedings herein are suspended until termination of the civil suit. Within twenty days after termination of that case, the interested party should call up this opposition proceeding for appropriate action.

Beth A. Chapman

Attorney-Examiner,
Trademark Trial and
Appeal Board